

**FILED**

**FEB 24 2006**

**CATHY A. CATTERSON, CLERK  
U.S. COURT OF APPEALS**

**NOT FOR PUBLICATION**

**UNITED STATES COURT OF APPEALS**

**FOR THE NINTH CIRCUIT**

JAMES DALTON BELL,

Plaintiff - Appellant,

and

CHARLES STEWART; et al.,

Plaintiffs,

v.

DISTRICT COURT OF TACOMA; et al.,

Defendants - Appellees.

No. 05-35289

D.C. No. CV-02-01052-ALH

MEMORANDUM<sup>\*</sup>

Appeal from the United States District Court  
for the District of Oregon  
Ancer L. Haggerty, District Judge, Presiding

Submitted February 21, 2006\*\*

Before: SCHROEDER, Chief Judge, GOODWIN and RAWLINSON, Circuit  
Judges.

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<sup>\*</sup> This disposition is not appropriate for publication and may not be  
cited to or by the courts of this circuit except as provided by 9th Cir. R. 36-3.

<sup>\*\*</sup> This panel unanimously finds this case suitable for decision without  
oral argument. *See* Fed. R. App. P. 34(a)(2).

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A review of the record and appellant's response to the November 21, 2005 order to show cause indicates that the questions raised in this appeal are so insubstantial as not to require further argument. *See United States v. Hooton*, 693 F.2d 857, 858 (9th Cir. 1982) (per curiam) (stating standard).

Accordingly, we summarily affirm the district court's judgment.

All pending motions are denied as moot.

**AFFIRMED**